

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF WEST VIRGINIA  
WHEELING DIVISION**

In re:    MCFARLAND EXCAVATING & PLUMBING, LL	§ § § §	Case No. 5:12-00771-PMF
Debtor(s) _____		

**NOTICE OF TRUSTEE'S FINAL REPORT AND  
APPLICATIONS FOR COMPENSATION  
AND DEADLINE TO OBJECT (NFR)**

Pursuant to Fed. R. Bankr. P. 2002(a)(6) and 2002(f)(8), please take notice that MARTIN P. SHEEHAN, trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

U. S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF WEST VIRGINIA  
3RD FLOOR, U. S. FEDERAL COURTHOUSE  
1125 CHAPLINE STREET  
WHEELING, WV 26063

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 23 days from the mailing of this notice, together with a request for a hearing and serve a copy of both upon the trustee, any party whose application is being challenged and the United States Trustee. If no objections are filed, the Court will act on the fee applications and the trustee may pay dividends pursuant to FRBP 3009 without further order of the Court.

Date Mailed: 08/25/2015

By:   
Deputy Clerk, U.S. Bankruptcy Court

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF WEST VIRGINIA  
WHEELING DIVISION**

In re: MCFARLAND EXCAVATING & PLUMBING, LL      §      Case No. 5:12-00771-PMF

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Debtor(s) \_\_\_\_\_ § \_\_\_\_\_

**SUMMARY OF TRUSTEE'S FINAL REPORT  
AND APPLICATIONS FOR COMPENSATION**

*The Final Report shows receipts of*      \$ 12,176.36

*and approved disbursements of*      \$ 4,189.09

*leaving a balance on hand of* <sup>1</sup>      \$ 7,987.27

**Balance on hand:**      \$ 7,987.27

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None					

Total to be paid to secured creditors:      \$ 0.00

Remaining balance:      \$ 7,987.27

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - MARTIN P. SHEEHAN	1,967.64	0.00	1,967.64
Trustee, Expenses - MARTIN P. SHEEHAN	20.00	0.00	20.00

Total to be paid for chapter 7 administration expenses:      \$ 1,987.64

Remaining balance:      \$ 5,999.63

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00

Remaining balance: \$ 5,999.63

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$103,214.30 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	OHIO BUREAU OF WORKERS' COMPENSATION	17,541.59	0.00	0.00
4	PLUMBERS & PIPEFITTERS NATIONAL PENSION FUND	11,390.50	0.00	797.67
5	LOCAL 168 RETIREMENT AND VACATION FUNDS	49,938.79	0.00	3,497.20
16	OHIO LABORERS 39; FRINGE BENEFIT PROGRAMS	2,800.00	0.00	196.08
24P	WEST VIRGINIA LABORERS' COMBINED FUND	21,543.42	0.00	1,508.68

Total to be paid for priority claims: \$ 5,999.63

Remaining balance: \$ 0.00

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 578,513.37 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full.

The timely allowed general (unsecured) dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	BRICKSTREET MUTUAL INSURANCE	22,077.99	0.00	0.00
3	OHIO STATE PLUMBERS & PIPEFITTERS HEALTH & WELFARE	14,316.50	0.00	0.00

6	TOTTERDALE BROS. SUPPLY CO., INC.	73,746.40	0.00	0.00
7	JARVIS, DOWNING & EMCH, INC.	80,058.90	0.00	0.00
8	NORTHERN PANHANDLE	18,763.54	0.00	0.00
9	ROBERTSON HEATING SUPPLY	63,259.14	0.00	0.00
10	WEX BANK	5,798.78	0.00	0.00
11	CNH CAPITAL	17,771.39	0.00	0.00
12	GEO V. HAMILTON, INC.	16,502.22	0.00	0.00
13	NATIONAL EQUIPMENT COMPANY	2,927.12	0.00	0.00
14	UNITED ELECTRIC OF WHEELING, INC.	10,809.00	0.00	0.00
15	ALLSTAR FINANCIAL GROUP, INC.	25,000.00	0.00	0.00
17	ERIE INSURANCE COMPANY	15,264.79	0.00	0.00
18	STACK CONSTRUCTION INC.	27,650.00	0.00	0.00
19	CAPITAL RECOVERY V, LLC	1,339.50	0.00	0.00
20 -2	WESBANCO BANK, INC.	350.00	0.00	0.00
21	WESBANCO BANK, INC.	250.00	0.00	0.00
22	WESBANCO BANK, INC.	84,999.04	0.00	0.00
23	WESBANCO BANK, INC.	86,021.35	0.00	0.00
24U	WEST VIRGINIA LABORERS' COMBINED FUND	11,607.71	0.00	0.00

Total to be paid for timely general unsecured claims: \$ 0.00

Remaining balance: \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 432,184.78 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
25	GRAE-CON CONSTRUCTION, INC.	432,184.78	0.00	0.00

Total to be paid for tardy general unsecured claims: \$ 0.00

Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00

Remaining balance: \$ 0.00

Prepared By: /s/MARTIN P. SHEEHAN  
Trustee

MARTIN P. SHEEHAN  
BANKRUPTCY TRUSTEE  
41 FIFTEENTH STREET  
WHEELING, WV 26003-2941  
(304) 232-1064  
sheehanparalegal@wvdsi.net

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.